

1
2
3
4
5 UNITED STATES DISTRICT COURT
6 EASTERN DISTRICT OF WASHINGTON

7 CHRISTOPHER ALLEN CAIN,
8
9 Plaintiff,

v.

10 OZZIE KNEZOVICH, LAWRENCE
11 HASKEL, ANNETTE S. PLESE,
12 KHQ 6, STEVEN W. MARSALIS,
13 THOMAS N. TREPPIEDI,
14 WILLIAM H. GRANT, TIMOTHY
15 W. FITZGERALD and MICHAEL
16 MORRISON,

Defendants.

NO: 2:16-CV-423-RMP

ORDER DISMISSING COMPLAINT

16 By Order filed February 22, 2017, the Court advised Plaintiff of the
17 deficiencies of his complaint and directed him to amend or voluntarily dismiss
18 within sixty (60) days. ECF No. 8. Plaintiff, a *pro se* prisoner proceeding *in forma*
19 *pauperis*, initiated this action while housed at the Spokane County Jail. He was
20 subsequently moved to the Sunnyside Corrections Center and mail was forwarded
21

1 to him at that address. Plaintiff did not comply with the Court's directive and has
2 filed nothing further in this action.

3 Plaintiff sought unspecified injunctive relief and monetary damages,
4 claiming he was subjected to defamation/cruel unusual punishment, denial of
5 access to the courts, violation of due process, libel and slander, emotional distress,
6 denial of a fair trial, conspiracy, and supervisor liability. Plaintiff did not provide
7 factual support for his allegations.

8 For the reasons set forth in the Court's prior Order, **IT IS ORDERED** the
9 complaint is **DISMISSED without prejudice** to Plaintiff challenging his state
10 criminal proceedings in appropriate state court and habeas proceedings.

11 **IT IS SO ORDERED.** The Clerk of Court is directed to enter this Order,
12 enter judgment, forward copies to Plaintiff, and close the file. The Court certifies
13 any appeal of this dismissal would not be taken in good faith.

14 **DATED** September 26, 2017.

15
16 *s/ Rosanna Malouf Peterson*
17 ROSANNA MALOUF PETERSON
18 United States District Judge
19
20
21